



U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**NOTICE OF APPEAL**

Docket Number:  
**02653/40**

Application Number  
**09/724,797**

Filing Date  
**November 28, 2000**

Examiner  
**Daniel M. Sullivan**

Art Unit  
**1632**

Invention Title  
**MICROMONOSPORA ECHINOSPORA GENES  
ENCODING FOR BIOSYNTHESIS OF  
CALICHEAMICIN AND SELF-RESISTANCE  
THERETO**

Inventor(s)  
**Jon S. THORSON**

Address to:

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to:  
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Date: August 7, 2003

Signature:

*Joseph A. Coppola*  
Joseph A. Coppola, Reg. No. 38,413

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated February 7, 2003, finally rejecting claims 152-156 and allowing claims 9, 88-96, 98, 99, 145, 150, and 151.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.191 Notice of Appeal fee of **\$320.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.

The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. 11-0600.

A duplicate copy of this form is enclosed for charging purposes.

Dated: August 7, 2003

*Joseph A. Coppola*  
Joseph A. Coppola (Reg. No. 38,413)

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